THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.20147 OF 1997

ORAL ORDER:

This writ petition is filed seeking a declaration that the action of the respondents in not granting pattas to 302 eligible persons in Thoomumkunta village, Shamirpet mandal, Ranga Reddy district in Sy.No.361 as arbitrary and illegal.

It is claimed by the petitioner that on a representation made by the villagers requesting for allotment of Ac.10.00 of land out of Ac.187.00 situated in Sy.No.361/1 for the purpose of house sites, a report was called for by the 3rd respondent. Accordingly, the 4th respondent submitted his report dated 19.1.1989 recommending allotment of Ac.10.00 of land for the purpose of house sites to the villagers. On the basis of the same, a list of 302 eligible persons was also prepared and it was decided that each individual would be given 80 square yards of land. Alleging that in spite of the same, the beneficiaries were not granted house site pattas, the present writ petition has been filed.

In response to *Rule nisi* ordered, the Mandal Revenue Officer, Shamirpet, filed a counter affidavit in which the fact that the list of beneficiaries was prepared for allotment of house sites out of the land situated in Sy.No.361/1 has not been disputed. However, it is stated that the land in Sy.No.361/1 was demarcated and allotted to Sports Council for construction of Sports School, Stadium and Administrative Building etc., and, accordingly, advance possession of the entire land in Sy.No.361/1 was handed over to the Officer on Special Duty, A.P. Sports School on 1.4.1992 under the cover of Panchanama. It is stated that

no land is available in Sy.No.361/1 for allotment of house sites to the villagers belonging to weaker sections of Tumukunta village.

I have heard the learned counsel for both the parties.

The learned counsel for the petitioner, across the bar, stated that though the entire land in Sy.No.360/1 was allotted for the purpose of Sports School, the same was not utilised and that the land is still lying vacant. The learned counsel has placed before this Court a copy of the report of the Mandal Revenue Officer, Shamirpet, Ranga Reddy district, dated 9.11.2004, in support of his submission that in Sy.No.361/1, approximately Ac.50.00 abutting Rajeev Rahadari has not been utilized by Sports School Authorities and there are no constructions. It is submitted by the learned counsel that since the land has not been utilised for the purpose of construction of Sports School, it would be appropriate to allot the same to the villagers of Thumkunta as house sites as per the list already prepared.

Having regard to the facts and circumstances of the case and keeping in view the report submitted by the Mandal Revenue Officer, Shamirpet, I deem it appropriate to dispose of the writ petition with a direction to the 2nd respondent to make necessary enquiry and in case the land in question is found to be still available, the request of the petitioner shall be considered for grant of house site pattas and appropriate steps be taken in accordance with law, as expeditiously as possible, preferably within a period of two months from the date of receipt of a copy of this order. No costs.

(G. ROHINI).

31st January, 2007.
Kgr

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No. 20147 OF 1997

–

31st January, 2007.

Between:

V. Dayasagar. ..

Petitioner.

And

Government of Andhra Pradesh,
Represented by its Principal Secretary,
Revenue Department and others. ..
Respondents.